

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

In re:

RESIDENTIAL CAPITAL, LLC, *et al.*,

Debtors.

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Case No. 12-12020 (MG)

Chapter 11

Jointly Administered

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**ORDER DENYING MOTION FOR RELIEF FROM THE AUTOMATIC STAY  
FILED BY PHILIP AND SYLVIA EMIABATA**

Before the Court is the motion for relief from the automatic stay (the “Motion,” ECF Doc. # 9103) filed by Philip and Sylvia Emiabata (the “Emiabatas”) in the above-captioned chapter 11 proceedings. Upon filing the Motion, the Emiabatas failed to pay the Clerk of the Court the \$176.00 filing fee. On September 22, 2015, the Clerk of the Court filed and served the Emiabatas with a letter informing them that they are required to pay the filing fee. (*See* ECF Doc. # 9181; 9182) On September 25, 2015, the Clerk of the Court filed and served the Emiabatas with a second letter informing them that they are required to pay the filing fee by October 9, 2015. (*See* ECF Doc. # 9200). To date, the Emiabatas have not paid the filing fee.

**NOW, THEREFORE,** it is hereby

**ORDERED,** that the Motion is **DENIED** without prejudice due to the Emiabatas’ failure to pay the filing fee.

**IT IS SO ORDERED.**

Dated: October 20, 2015  
New York, New York

/s/Martin Glenn  
MARTIN GLENN  
United States Bankruptcy Judge